SUPERIOR COURT OF ARIZONA MARICOPA COUNTY

CR2003-022049-001 DT

02/26/2010

HONORABLE MICHAEL W. KEMP

CLERK OF THE COURT
L. Carmickle
Deputy

STATE OF ARIZONA

CLEVE LYNCH

v.

BRANDON KENT HENDERSON (001)

JOSEPH A STAZZONE GARY J BEVILACQUA

CAPITAL CASE MANAGER VICTIM SERVICES DIV-CA-CCC

MINUTE ENTRY

IT IS ORDERED nunc pro tunc as of 02/23/2010, substituting this minute entry for the previously prepared and deleted minute entry dated 02/23/2010 to reflect the correct Judge presiding over this matter as Judge Kemp.

TRIAL MINUTE ENTRY DAY TWENTY-TWO

10:05 a.m. The jury is present in the jury room, and deliberations commence.

12:20 p.m. Deliberations are recessed for lunch.

1:15 p.m. The jury is present in the jury room and deliberations continue.

2:24 p.m. Deliberations are recessed.

2:45 p.m. The jury is present in the jury room and deliberations continue.

Docket Code 012 Form R000A Page 1

SUPERIOR COURT OF ARIZONA MARICOPA COUNTY

| CR2003-022049-001 DT | 02/26/2010 | | | |
|---|---|--|--|--|
| 2:56 p.m. Court reconvenes. | | | | |
| State's Attorney: Defendant's Attorney: Defendant: Court Reporter: | Cleve Lynch Joseph Stazzone and Gary Bevilacqua Present Melody O'Donnell | | | |
| The jury is present and through the Presiding Juror return into court their verdict which is read and recorded by the clerk, and is as follows: | | | | |
| | elled and sworn in the above-entitled action, upon our efendant as to the charge of First Degree Murder, as | | | |
| Not Guilty | | | | |
| _ <u>x</u> Guilty | | | | |
| Guilty Except Insand | e | | | |
| Unable to Unanimously Agree | | | | |
| If your verdict is guilty or guilty enumber of jurors finding each type | except insane of First Degree Murder, indicate the e of First Degree Murder: | | | |
| <u>4</u> Number of jurors fi | nding only Premeditated Murder | | | |
| 0_ Number of jurors fin | ding only Felony Murder | | | |
| 8 Number of jurors fi | inding both Premeditated Murder and Felony Murder | | | |
| | | | | |

Foreperson:

(Signature)

SUPERIOR COURT OF ARIZONA MARICOPA COUNTY

| CR2003 | -022049-001 | DT |
|--------|-------------|----|
| | | |

02/26/2010

| /s/ | | | |
|----------------|---|----|--|
| (Printed Name) | | | |
| | | | |
| Juror Number | 6 | ,, | |

The jury replied that this is their true verdict.

The jury is individually polled, and each reply that this is their true verdict.

3:10 p.m. The jurors are admonished, and instructed to return at 10:30 a.m. on 02/25/2010 for the aggravation phase. Court remains in session.

Instructions will be settled on 02/24/2010 at 11:00 a.m.

Defendant requests to waive his presence on 02/24/2010.

3:10 p.m. Court stands at recess until 02/25/2010 at 10:30 a.m. for jury and 11:00 a.m. on 02/2/24/2010 for counsel.

This case is eFiling eligible: http://www.clerkofcourt.maricopa.gov/efiling/default.asp